

May 15, 2003

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 6

ALL MEMBERS PRESENT EXCEPT LEGISLATOR HOLT. CHAIRMAN SWANICK
PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received, filed and referred to the
REGIONALISM AD HOC COMMITTEE.

Item Page -2003 (Comm. 5E-1)
a. **COMPTROLLER:** Copy of Letter to Acting Comptroller City of Buffalo Re: Information
Request.
(5-0) Chairman Swanick present as Ex-Officio Member.

Item Page -2003 (Comm. 5M-5)
b. **ACTING COMPTROLLER CITY OF BUFFALO:** Copy of Letter to Deputy Comptroller
Erie County Re: Information Request.
(5-0) Chairman Swanick present as Ex-Officio Member.

2. RESOLVED, that the following items are hereby received and filed.

Item Page -2002 (Comm. 20E-7)
a. **SWANICK, FISHER & DALE:** Copy of Letter to County Executive Re: Request for
Confirmation of Comments Made in Regard to Sale of Additional Revenue Anticipation
Notes.
(5-0) Chairman Swanick present as Ex-Officio Member.

Item Page -2003 (Comm. 9D-11)
b. **BUDGET, MANAGEMENT & FINANCE:** Budget Monitoring Report for Period Ending
3/31/03.
(5-0) Chairman Swanick present as Ex-Officio Member.

Item Page -2003 (Comm. 9E-2)
c. **HOLT & DeBENEDETTI:** Letter to Legislator Larson Re: Comm. 7E-11.
(5-0) Chairman Swanick present as Ex-Officio Member.

Item Page -2003 (Comm. 9E-9)
d. **COMPTROLLER:** Apportionment & Distribution of 4% Sales Tax – 4/03.
(5-0) Chairman Swanick present as Ex-Officio Member.

Item Page -2003 (Comm. 9E-16)
e. **MARINELLI & DeBENEDETTI:** Copy of Letter to Comptroller Re: 7E-11.
(5-0) Chairman Swanick present as Ex-Officio Member.

	Acct. No. 132	\$180.21	Town/SpecialDist/School
	41854 BASIC STAR EXEMPTION	\$180.21	
<u>Charge To :</u>	142289 AMHERST		\$0.00

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 7,200 WERE OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C
CHECK IN FAVOR OF: SONIWALA & TAHERA SAIFUDDIN

THE DIRECTOR OF REAL PROPERTY TAX SERVICES., JOSPEH MACIEJEWSKI HAS DETERMINED THAT THIS PETITION BE DENIED. NEW YORK REAL PROPERTY TAX LAW REQUIRES THAT AN APPLICATION TO REFUND BE FILED WITH 3 YEARS OF THE ANNEXATION OF THE TAX WARRANT. THIS APPLICATION WAS RECEIVED ON MAY 13,2003. IN ACCORDANCE WITH RPTL 556 THE APPLICATION HAD TO BE RECEIVED BY SEPTEMBER 14, 2002 TO RECEIVE THE REFUND.

(5-0) Chairman Swanick present as Ex-Officio Member.

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WHEREAS, the Erie County Director of Real property Tax Services has received applications for corrected tax billings and / or

refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556 and WHEREAS,

the Director has investigate the validity of such applications (see attached listing) now therefore be it,

RESOLVED, that petitions numbered **203216** through **203242** inclusive be hereby approved or denied base upon the recommendation of the Director of Real Property Services and be charged back to the applicable towns and / or cities.

FISCAL YEAR 2002	Petition No.	203216
	ASSESSOR	Refund \$582.44

S-B-L 28.02-3-9 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$582.44	Town/SpecialDist/School
	41854 BASIC STAR EXEMPTION	\$582.44	
<u>Charge To :</u>	142289 AMHERST		\$0.00

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 30,000 WAS OMITTED FROM THE TAX ROLL . RPTL 550(2)C WILLIAMSVILLE CENT
CHECK IN FAVOR OF: MICHAEL J BOGDAN & BETSY ROTH

FISCAL YEAR 2000 Petition No. **203217**

 ASSESSOR **Refund** \$242.16

S-B-L 40.68-1-43./27A **142289 AMHERST**

 Acct. No. 112 \$0.00 County

 Acct. No. 132 \$242.16 Town/SpecialDist/School

41854 BASIC STAR EXEMPTION \$242.16

Charge To : **142289 AMHERST** **\$0.00**

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 20,000 WAS OMITTED FROM THE TAX ROLL. RPTL 550(2)C SWEET HOME CHECK IN FAVOR OF: LINDA CZARNECKI

FISCAL YEAR 2001 Petition No. **203218**

 ASSESSOR **Refund** \$371.28

S-B-L 40.68-1-43./27A **142289 AMHERST**

 Acct. No. 112 \$0.00 County

 Acct. No. 132 \$371.28 Town/SpecialDist/School

41854 BASIC STAR EXEMPTION \$371.28

Charge To : **142289 AMHERST** **\$0.00**

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 30,000 WAS OMITTED FROM THE TAX ROLL. RPTL 550(2)C SWEET HOME CHECK FOR: LINDA CZARNECKI

FISCAL YEAR 2002 Petition No. **203219**

 ASSESSOR **Refund** \$380.90

S-B-L 40.68-1-43./27A **142289 AMHERST**

 Acct. No. 112 \$0.00 County

REFUND - CLERICAL ERROR, THIS PARCEL WAS CHARGED FOR 3 UNITS OF REFUSE AND SHOULD BE CHARGED FOR 2 UNITS. RPTL 550(2)E
 CHECK FOR: RICHARD A SCHUNK

FISCAL YEAR 2002 Petition No. **203233**

ASSESSOR **Refund** \$110.00

S-B-L 258.09-1-10.1 **142600 BOSTON**

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$110.00 Town/SpecialDist/School

Charge To : **142600 BOSTON** **\$110.00**

REFUND - CLERICAL ERROR, THIS PARCEL HAS A PRIVATE TRASH CONTRACTER. PARCEL WAS CHARGED FOR REFUSE TAX . RPTL 550(2)E
 CHECK FOR: BOSTON FIRE HALL

FISCAL YEAR 2003 Petition No. **203234**

ASSESSOR **Refund** \$110.00

S-B-L 258.09-1-10.1 **142600 BOSTON**

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$110.00 Town/SpecialDist/School

Charge To : **142600 BOSTON** **\$110.00**

REFUND - CLERICAL ERROR, THIS PARCEL HAS A PRIVATE TRASH CONTRACTOR. PARCEL WAS CHARGED FOR REFUSE TAX. RPTL 550(2)E
 CHECK FOR: BOSTON FIRE HALL

FISCAL YEAR 2002 Petition No. **203235**

ASSESSOR **Refund** \$628.91

S-B-L 114.16-5-8

143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$628.91	Town/SpecialDist/School
	41854 BASIC STAR EXEMPTION	\$628.91	
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$0.00	

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 19,500 WAS OMITTED ON THE TAX ROLL. RPTL 550(2)C DEPEW CENTRAL
CHECK FOR: RICHARD & DAWN DICARLO

FISCAL YEAR 2002 Petition No. **203236**

ASSESSOR	Refund	\$269.64
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S-B-L 256.00-1-2.2

144000 EDEN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$269.64	Town/SpecialDist/School
<u>Charge To :</u>	144000 EDEN	\$269.64	
	Relevy School	\$269.64	144001 EDEN CENTRAL

REFUND- CLERICAL ERROR, THE ASSESSED VALUE WAS 22,400 AND SHOULD BE 6,600. RPTL 550(2)A
CHECK FOR: DANA & JUDY ZIMBARDI

FISCAL YEAR 2003 Petition No. **203237**

ASSESSOR	Refund	\$222.73
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S-B-L 304.00-4-9.1

145889 NORTH COLLINS

	Acct. No. 112	\$108.93	County
	Acct. No. 132	\$113.80	Town/SpecialDist/School
<u>Charge To :</u>	145889 NORTH COLLINS	\$113.80	

REFUND - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF 23,125 WAS OMITTED FROM THE TAX ROLL. RPTL 550(2)C
CHECK FOR: KRISTEN A DAY

4. Item Page -2003 (Comm. 8E-9)

COUNTY EXECUTIVE

WHEREAS, the County of Erie has been authorized to enter into an agreement with the New York State Canal Corporation to coordinate design and construction of the Erie Canalway Trail through parts of the Towns of Amherst and Tonawanda in accordance with Resolution Comm. 2E-39 adopted February 15, 2001; and

WHEREAS, the New York State Canal Corporation had initially allocated Two Hundred Ninety-Two Thousand Dollars (\$292,000) to fund this project; and

WHEREAS, the New York State Canal Corporation has increased this amount by an additional One Million Two-Hundred Eight Thousand Dollars (\$1,208,000).

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to amend said agreement with the New York State Canal Corporation to increase the prior appropriation by an additional One Million Two-Hundred Eight Thousand Dollars (\$1,208,000); and be it further

RESOLVED, that the 2001 Erie County capital budget shall be amended to include an additional One Million Two Hundred Eight Thousand Dollars (\$1,208,000) in state funding in an appropriate account for the Erie Canalway Trail Project; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send certified copies of this resolution to the Director of the Division of Budget, Management and Finance, the County Comptroller, the Commissioner of the Department of Environment and Planning, and the Commissioner of Public Works.

(5-0) Chairman Swanick present as Ex-Officio Member.

AS AMENDED

5. Item Page -2003 (Comm. 9E-55)

COUNTY EXECUTIVE

WHEREAS, the 2001 Erie County adopted Capital Budget includes \$400,000 for planning studies pertaining to the Erie County Parks System from the following sources:

- 1) \$275,000 for a Comprehensive Plan for the Erie County Parks System in Fund 410, Project 200; and
- 2) \$75,000 for a Regional Parks Study in the budget of the Department of Environment and Planning in Account 830 (DAC 110 945620830); and
- 3) \$50,000 for Bicycle Paths – Rails to Trails in the budget of the Department of Environment and Planning in Account 830-1032 (DAC 110 9456208301032); and

WHEREAS, the Erie County Legislature on December 13, 2001 in Resolution 20E-10 authorized the execution of contracts for consulting services with Parsons Transportation Group to

complete a portion of this work for an amount not to exceed \$215,000, and with Wendel-Duchscherer for a portion of this work for an amount not to exceed \$170,000; and

WHEREAS, Parsons Transportation Group and Wendel-Duchscherer have been requested to provide additional services beyond those specified in the original contract pertaining to public meetings and mapping services,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to execute an amendment to the original contract with Parsons Transportation Group to compensate for said additional services for an additional amount of \$7,015, thereby establishing an amended final contract amount not to exceed \$222,015; and be it further

RESOLVED, that the Erie County Executive is hereby authorized to execute an amendment to the original contract with Wendel-Duchscherer for said additional services for an additional amount of \$5,850, thereby establishing an amended final contract amount not to exceed \$175,850; and be it further

RESOLVED, that the Erie County Executive is hereby authorized to execute the Amendment for Parsons Transportation Group out of Fund 410, Project 200 and the Amendment for Wendel – Duchscherer from out of Account 830 (DAC 110 945 620 830), Account 830 –1032 (DAC 110 945 620 830 132), and Fund 410, Project 200, and be it further

RESOLVED, that the Clerk of the Legislature be directed to send certified copies of this resolution to the Director of the Division of Budget, Management and Finance, the County Comptroller, the Commissioner of the Department of Environment and Planning, and the Commissioner of the Department of Parks, Recreation and Forestry.
(5-0) Chairman Swanick present as Ex-Officio Member.

6. Item Page -2003 (Comm. 9E-66)
COUNTY EXECUTIVE

WHEREAS, the Department of Parks, Recreation and Forestry, in conjunction with the Department of Environment and Planning, recently completed a new Master Plan for the Erie County Parks System; and

WHEREAS, the County Executive has pledged \$15 million from the Tobacco Trust Fund to implement the recommendations of that plan over a five year period; and

WHEREAS, an amendment to the 2003 Capital Budget is required to establish a new capital project in the amount of \$3,000,000 to implement the first phase of these improvements; and

WHEREAS, funding for this project is available within the Tobacco Trust Fund; and

WHEREAS, completion of these improvements will enhance the recreational experience of County residents; and

WHEREAS, the Erie County Department of Parks, Recreation & Forestry is in need of adding the temporary position of Parks Master Plan Coordinator, Job Group 13, due to the special nature of the Parks Master Plan Capital Project;

NOW, THEREFORE, BE IT

RESOLVED, That the 2003 Capital Budget is hereby amended to include a new capital project in the amount of \$3,000,000 for renovation and construction of parks facilities for the first phase of implementing the recommendations of the Erie County Parks System Master Plan; and be it further

RESOLVED, That the source of funds shall be a transfer in the amount of \$3,000,000 from the Tobacco Trust Fund; and be it further

RESOLVED, That effective immediately, the temporary position of Parks Master Plan Coordinator, Job Group 13, be created within the Parks Master Plan Capital Project; and be it further

RESOLVED, That the Clerk of the Legislature be directed to send certified copies of this resolution to the Director of the Division of Budget, Management and Finance, the Comptroller, the Commissioner of Personnel, the Commissioner of the Department of Parks, Recreation and Forestry and the County Attorney.

(5-0) Chairman Swanick present as Ex-Officio Member.

DALE W. LARSON
CHAIRMAN